

THE HONORABLE THOMAS S. ZILLY

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

BUNGIE, INC.,

Plaintiff,

v.

AIMJUNKIES.COM, et al.

Defendants.

No. 2:21-cv-811

JOINT STATUS REPORT

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Perkins Coie LLP
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Further to the Court's February 3, 2023 minute order (Dkt. 84), the parties conferred about their availability for a jury trial later this year, as well as several other scheduling matters but were unable to come to an agreement.

Plaintiff proposes a trial date of December 4, 2023.¹ Plaintiff proposes the below schedule which gives ample time for any remaining required discovery while maintaining as timely and efficient a schedule as possible.

Given that Defendants' counsel will be overseas for the period of September 1 through October 10, 2023² and unable to devote time to this case during that period, and given that he will be unable to meet some of the deadlines in the schedule proposed below, Defendants request that the Court set a trial date for early 2024 and that the various deadlines be adjusted in accordance with that date. Furthermore, as this Court only just recently permitted Defendants' counterclaims to proceed, the proposed schedule does not afford sufficient time for Defendants (and perhaps Plaintiff as well) to complete discovery on these counterclaims.

Also, in its motion to amend the case schedule (Dkt. 80), Bungie did not include dates for mediation and related activities, which this Court ordered be completed after the close of discovery (Dkt. 45). The parties propose adjusting those dates consistent with any new schedule.³

	Current Deadline	Proposed Deadline
JURY TRIAL DATE	June 12, 2023	December 4, 2023
Length of Trial	3 to 4 days	3 to 4 days
All motions related to discovery must be filed by and noted on the motion calendar no later than the third Friday thereafter (see LCR 7(d))	January 12, 2023	March 13, 2023

¹ Plaintiff is also available in November except 11/20 - 11/24.

² Indeed, Defendants' counsel scheduled his overseas travel in reliance that this matter would be tried June 12-16, 2023 as set by this Court's June 14, 2022 Scheduling Order (Dkt#44).

³ The parties are discussing an earlier mediation.

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1	Discovery completed by	February 21, 2023	April 21, 2023
2			
3	Settlement conference under LCR	February 22, 2023	April 28, 2023
4	39.1(c)(2), per Dkt. 45		
5	All dispositive motions must be filed	March 23, 2023	May 22, 2023
6	by and noted on the motion		
7	calendar no later than the fourth		
8	Friday thereafter (see LCR 7(d))		
9	Mediation completed, per Dkt. 45	March 24, 2023	June 30, 2023
10	Mediation letter of compliance, per	March 31, 2023	July 7, 2023
11	Dkt. 45		
12	All motions in limine should be filed	May 11, 2023	October 23, 2023
13	by and noted on the motion		
14	calendar no later than the Friday		
15	before the Pretrial Conference		
16	(See LCR 7(d)(4))		
17	Agreed Pretrial Order due	May 26, 2023	November 3, 2023
18	Trial Briefs, proposed voir dire	May 26, 2023	November 13, 2023
19	questions, and jury instructions		
20	due		
21	Pretrial conference to be held at 10:00	June 2, 2023	November 20, 2023
22	AM on		
23			
24			
25			
26			

1 Dated: February 13, 2023

By: /s/William C. Rava

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